
HOUSE BILL 3151

State of Washington 58th Legislature 2004 Regular Session

By Representatives O'Brien, Alexander, Morris, Campbell, Lovick,
Benson, Pettigrew and Shabro

Read first time 01/30/2004. Referred to Committee on Health Care.

1 AN ACT Relating to drug purchasing cost controls; and amending RCW
2 70.14.050.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4 **Sec. 1.** RCW 70.14.050 and 2003 1st sp.s. c 29 s 9 are each amended
5 to read as follows:

6 (1) Each agency administering a state purchased health care program
7 as defined in RCW 41.05.011(2) shall, in cooperation with other
8 agencies, take any necessary actions to control costs without reducing
9 the quality of care when reimbursing for or purchasing drugs. To
10 accomplish this purpose, participating agencies may establish an
11 evidence-based prescription drug program.

12 (2) In developing the evidence-based prescription drug program
13 authorized by this section, agencies:

14 (a) Shall prohibit reimbursement for drugs that are determined to
15 be ineffective by the United States food and drug administration;

16 (b) Shall adopt rules in order to ensure that less expensive
17 generic drugs will be substituted for brand name drugs in those
18 instances where the quality of care is not diminished;

1 (c) Where possible, may authorize reimbursement for drugs only in
2 economical quantities;

3 (d) May limit the prices paid for drugs by such means as negotiated
4 discounts from pharmaceutical manufacturers, central purchasing, volume
5 contracting, or setting maximum prices to be paid;

6 (e) Shall consider the approval of drugs with lower abuse potential
7 in substitution for drugs with significant abuse potential;

8 (f) May take other necessary measures to control costs of drugs
9 without reducing the quality of care; and

10 (g) Shall adopt rules governing practitioner endorsement and use of
11 any list developed as part of the program authorized by this section.

12 (3) Agencies shall provide for reasonable exceptions, consistent
13 with RCW 69.41.190, to any list developed as part of the program
14 authorized by this section. Any list developed as part of the program
15 authorized by this section must exclude drugs to treat mental illness.

16 (4) Agencies shall establish an independent pharmacy and
17 therapeutics committee to evaluate the effectiveness of prescription
18 drugs in the development of the program authorized by this section.

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